

SECOND REGULAR SESSION

HOUSE BILL NO. 1323

96TH GENERAL ASSEMBLY

INTRODUCED BY REPRESENTATIVES BLACK (Sponsor), OXFORD, McGEORGHEGAN, MEADOWS,
FALLERT, CASEY AND BROWN (50) (Co-sponsors).

5196L.01I

D. ADAM CRUMBLISS, Chief Clerk

AN ACT

To amend chapter 210, RSMo, by adding thereto one new section relating to unlicensed child care providers, with a penalty provision.

Be it enacted by the General Assembly of the state of Missouri, as follows:

Section A. Chapter 210, RSMo, is amended by adding thereto one new section, to be
2 known as section 210.265, to read as follows:

210.265. 1. This section shall be known and may be cited as "Sam Pratt's Law".

2 **2. If the department of health and senior services is notified or determines that a**
3 **child care provider exempt from the licensure requirements of sections 210.201 to 210.211**
4 **has any pending criminal charges against such child care provider, the department is**
5 **authorized to conduct an investigation regarding such child care provider in the same**
6 **manner as such an investigation would occur for a licensed child care provider; except**
7 **that, the provisions of this section shall not apply to any child care provider maintained or**
8 **operated under the exclusive control of a religious organization, as described in subdivision**
9 **(5) of subsection 1 of section 210.211.**

10 **3. If the department determines that the pending criminal charges against a child**
11 **care provider exempt from the licensure requirements of sections 210.201 and 210.211**
12 **would similarly result in the sanction of the license of a licensed child care provider based**
13 **on such pending criminal charges, the department shall notify such child care provider**
14 **that such provider is prohibited from continuing to provide child care services in this state**
15 **pending a resolution of such criminal charges in favor of such child care provider.**

EXPLANATION — Matter enclosed in bold-faced brackets [thus] in the above bill is not enacted and is intended to be omitted from the law. Matter in **bold-face** type in the above bill is proposed language.

- 16 **4. Any child care provider exempt from the licensure requirements of sections**
17 **210.201 and 210.211 who continues to provide child care services following notification by**
18 **the department to cease such child care services is guilty of a class B misdemeanor. Any**
19 **second or subsequent violation of this section is a class A misdemeanor.**
- 20 **5. The department shall report any known violations of this section to the**
21 **appropriate prosecuting attorney's office or law enforcement agency.**

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